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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/699,409

10/31/2003

Babu Mani

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INTELLECTUAL PROPERTY DEPARTMENT

3400 W. PLANO PARKWAY, MS LEGL2

PLANO, TX 75075

EXAMINER

HEFFINGTON, JOHN M

ART UNIT

PAPER NUMBER

2112

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
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3 MONTHS

01/19/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/699,409

Applicant(s)

MANI ET AL.

Examiner

John M. Heffington

Art Unit

2112

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on October 31, 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☐ Claim(s) 1-16 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-16 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>03/04</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This action is in response to the original filing of October 31, 2003. Claims 1-16 are pending and have been considered below.

Specification

2. The disclosure is objected to because of the following informalities:
3. In paragraph [0025], the media server is referenced as 26, however, the media server is numbered as 28 in Figure 1.
4. In paragraph [0026], graphics terminals are referenced as 32, however, in Figure 1., 32 refers to packet phones.
5. The use of the trademark MacromediaTM Flash has been noted in this application. It should be capitalized wherever it appears and be accompanied by the generic terminology.

Although the use of trademarks is permissible in patent applications, the proprietary nature of the marks should be respected and every effort made to prevent their use in any manner which might adversely affect their validity as trademarks.

6. The specification should be reviewed and any informal discrepancies fixed. Appropriate correction is required.

Claim Rejections - 35 USC § 102

7. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

8. Claims 1-3, 9, 10, and 11 are rejected under 35 U.S.C. 102(b) as being anticipated by Ransom (US 6, 775, 362).

Claims 1 and 9: Ransom discloses a system and method for:

- a) a communication system comprises a "digital network" (column 2, lines 6-10);
- b) a plurality of "devices" coupled to a network for enabling communications sessions responsive to commands conforming to a known protocol (column 2, lines 6-10);
- c) "The packet phones communicate with an associated Graphics Proxy Server (GPS) over the network using a graphics protocol" (column 3, lines 65-67 and column 4, lines 1-5)

Claim 2 and 10: Ransom discloses a system and method as in claim 1 and 9 above and further discloses:

- a) "The packet phones communicate with an associated GPS" (column 3, lines 65-67 and column 4, lines 1-5)
- b) and (Packet Phone, IEE Review, March 1998) "Traffic on a packet network is broken up into conveniently sized chunks of data (the packets)".

Claim 3 and 11: Ransom discloses a system and method as in claim 2 and 10 above and further discloses:

- a) "The media server could provide, for example, voice storage" (column 3, lines 24-27).

Claim Rejections - 35 USC § 103

9. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

10. Claims 4 and 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ransom in view of Keren et al. (US 2001/0024469). Ransom discloses a voice communications system as in claims 3 and 11 above including a graphical user interface that is controlled by a graphical proxy server, but does not disclose monitoring user actions on one terminal and displaying those actions on another terminal. Keren discloses a system and method for remote computer access where "In a preferred embodiment of the invention, one subscriber can monitor the operation at one or more other subscribers" (Paragraph 0445). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to monitor the activity of a user at one terminal on a second terminal. One would have been motivated to monitor the activity of a user on another terminal to accomplish, as stated by Ransom (column 1, lines 18-22), multiple party conferencing.

11. Claims 5 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ransom in view of Curry (US 6, 055, 552). Ransom discloses a voice communications

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system including a graphical user interface that is controlled by a graphical proxy server as in claims 4 and 12 above, but does not disclose saving data to a file. Curry discloses a system and method for data recording stating that "electronic data capture devices have recently gained popularity as an effective way to electronically store and index data (Column 1, lines 14-27)." Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to save data. One would have been motivated to save data to be able to access the data at a later time.

12. Claims 6 and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ransom in view of Curry as applied to claim 5 and 13 above, and further in view of Kulakowski (US 4, 575, 827). Ransom discloses a voice communications system including a graphical user interface which is controlled by a graphical proxy server, but does not disclose timestamping a saved file. Kulakowski discloses a system and method for self-archiving data recording and "Reference can indicate the logical position of the pointed to data in DSNAME or a sequential number of the field in the direction entry and/or modification level of the data or a timestamp"(Column 9, lines 25-28). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to timestamp a saved data file. One would have been motivated to timestamp a saved data file to determine the time at which the file was saved.

13. Claims 7, 8, 15 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ransom in view of Hess (US 5,835,696). Ransom discloses a voice communications system including a graphical user interface which is controlled by a graphical proxy server as in claims 6 and 14 above, but does not disclose sending

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presence information from a monitored terminal to a graphical proxy server and then sending the presence information from the graphical proxy server to a monitoring terminal. Hess discloses a system and method for a data router backup feature and "The first router, with the now activated standby port, then, in accord with an aspect of the invention, routes the data traffic to the standby port of the second router through the first router's active port , so that the second router may route the data traffic through its wide area network ports toward the intended destinations" (Column 1, lines 58-64). The graphical proxy server simply acts as a router for the presence information sent from the monitored terminal to the graphical proxy server and then from the graphical proxy server to the monitoring terminal. Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to route data through a router. One would have been motivated to route data through a router because this is a well established technique for sending data from one location to another.

Conclusion

14. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- a. Sweeney et al. (US 20020083168 A1) discloses a method for monitoring events generated on at least one computer system.

15. Any inquiry concerning this communication or earlier communications from the examiner should be directed to John M. Heffington whose telephone number is (571) 270-1696. The examiner can normally be reached on Mon - Fri (Alternate Fridays off) 7:30 - 5:00 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jim Myhre can be reached on (571) 270-1065. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JMH
12/16/2006



James W. Myhre
Supervisory Patent Examiner

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